SUBJECT No. 404.

Amendment of Rule 3, Order XXXII of Civil Procedure Code.

Mr. B. Narasinga Rao, Seringapatam taluk.

Summary of Representation.—Order XXXII, Rule 3, Sub-rule 4 directs that before an order is passed for the appointment of a guardian, a notice should be issued to the minor. When the minor is an infant and incapable of understanding its contents, issue of a notice to him is not only unnecessary but is of no effect. The minor defendant will be burdened with unnecessary cost also.

It is therefore prayed that the said rule may be modified so as to leave it to the discretion of the court to order notice, taking into consideration the age of the minor concerned.

SUBJECT No. 405.

Amendment to the Code of Civil Procedure.

Mr. B. Venkatasamanna, Chitaldrug municipality.

Summary of Representation.—In Schedule I, Order XXI, Rule 64, Clause 2, the words "shall be drawn up after notice to the decree-holder and judgment-debtor" which are found in the British Indian Code of Civil Procedure (Act V of 1908) and which are omitted in the Mysore Regulation, be inserted in the Mysore Code of Civil Procedure.

SUBJECT No. 406.

Amendment of Order XXI. Rule 89, of the Civil Procedure Code.

Mr. Surasastri, Chikballapur taluk.

Summary of Representation.—According to Section 310A of the old Civil Procedure Code, a judgment-debtor was entitled to get the sale of his property held in execution of a decree set aside on payment of the amount for which the property was sold. But the new code has made it incumbent on the judgment-debtor to pay the whole of the amount set forth in the sale proclamation. This is a great hardship, and the law may be amended.

SUBJECT No. 407.

Amendment of Section 7 of the Civil Procedure Code.

Mr. Surasastri, Chikballapur taluk.

Summary of Representation.—As immovable properties are not allowed to be attached in the execution of small cause decrees till other remedies such as arrest, attachment of movables, etc., are exhausted, the decree-holders are put to loss. This may kindly be remedied.

SUBJECT No. 408.

Amendment of Order XXI, Rule 57, of the Civil Procedure Code.

Mr. Surasastri, Chikballapur taluk.

Summary of Representation.—According to the provisions of the new Civil Procedure Code, striking off of an execution application has the effect of raising the attachment. As this causes great loss, it is prayed that in such cases, execution applications may be ordered to lie over without prejudice to attachment.

SUBJECT No. 409.

Amendment of Section 40 of the Mysore Municipal Regulation, No. VII of 1906.

Mr. Lingappa, Harihar sub-taluk.

Summary of Representation.—According to Section 40 of the Municipal Regulation, the power of granting vacant sites in municipalities is vested in Government. This is not only inconvenient but entails a lot of correspondence and delay. It is therefore prayed that the power of granting vacant sites may be delegated to the Municipal Council or the Deputy Commissioner.